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HIGH COURT OF CHHATTISGARH : BILASPUR
(DIVISION BENCH)

CORAM : Hon'ble Shri S.R. Nayak, CJ
Hon'ble Shri Satish K. Agnihotri, J.

Misc. Appeal No. 1375 OF 2005

APPELLANT NON-APPLICANT NO.3	1.	National Insurance Co. Ltd. Branch Office - Unit - 1 Salman Road, Jammu Through : Branch Manager National Insurance Co. Ltd., Durg District - Durg (C.G.)
	Versus	
RESPONDENTS APPELLANTS	1.	Renu Chauhan W/o Shri Sanjeev Chauhan Aged about 38 yrs. Authorized agent for self (appellant no.1) and appellant nos. 2 and 3
	2.	Smt. Urmila W/o Late. R.A. Singh Aged about 54 yrs.
	3.	Ajay Singh @ Banti S/o Late R.A. Singh Aged about 22 yrs. All R/o Deepak Nagar, P.S. - Mohan Nagar, Durg, Distt. - Durg (C.G.)
RESPONDENTS NON-APPLICANTS	4.	Deshraj, S/o Amarnath Aged about 43 yrs., R/o ward no. 4, Shaktinagar, Udhampur, Jammu (Jammu-Kashmir)
	5.	M/s New Singh Transport Service (Ajit Singh) 44, Transport Yard, Jammu (Jammu-Kashmir)

Present:

Mr. Shree Kumar Agrawal, Sr. Advocate with Mr. Anand Gupta, learned counsel for the appellant.

Mr. R.S. Patel, learned counsel for respondents No. 1 and 2.

ORAL ORDER
(Passed on 29th of November 2005)

The following Order of the Court was passed by

S.R. Nayak, CJ:

Mr. Shree Kumar Agrawal, learned Senior Counsel appearing for the appellant would submit that despite his writing letters to the appellant /Insurance Company, it has not produced the receipt for having paid Rs. 25000/- and it has also not responded to the letters. There is no proof to show that the appellant / Insurance Company has deposited sum of Rs. 25000/- which is a condition precedent for maintaining the appeal. In view of the same, we dismiss the appeal for non-compliance with the office objection and also for violation of statutory provisions.

Sd/-
Chief Justice

Sd/-
SATISH K. AGNIHOTRI
Judge

Brajesh